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CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

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DEPUTY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

January 2007 Grand Jury

'08 CR 1275 H

UNITED STATES OF AMERICA,)	Criminal Case No. _____
)	
Plaintiff,)	<u>I N D I C T M E N T</u>
)	
v.)	Title 8, U.S.C., Secs. 1326(a)
)	and (b) - Attempted Entry After
NAPOLEON ZEPEDA-MONTES,)	Deportation
)	
Defendant.)	
_____)	

The grand jury charges:

On or about March 29, 2008, within the Southern District of California, defendant NAPOLEON ZEPEDA-MONTES, an alien, knowingly and intentionally attempted to enter the United States of America with the purpose, i.e., conscious desire, to enter the United States without the express consent of the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security, after having been previously excluded, deported and removed from the United States to Mexico, and not having obtained said express consent to reapply for admission thereto; and committed an overt act

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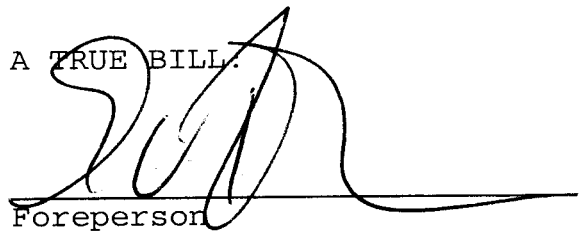
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1 to wit, crossing the border from Mexico into the United States, that
2 was a substantial step toward committing the offense, all in violation
3 of Title 8, United States Code, Sections 1326(a) and (b).

4 It is further alleged that defendant NAPOLEON ZEPEDA-MONTES was
5 removed from the United States subsequent to October 2, 2001.


6 DATED: April 23, 2008.

7 A TRUE BILL.

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Foreperson

KAREN P. HEWITT
United States Attorney

By:


JEFFREY D. MOORE
Assistant U.S. Attorney